

Examiner-Initiated Interview Summary	Applicati n No. 09/740,582	Applicant(s) NIU, MAN C.	
	Examin r Stuart F. Baum	Art Unit 1638	

All Participants:
Status of Application: pending

(1) Stuart F. Baum.

(3) _____.

(2) Charles N. Quinn.

(4) _____.

Date of Interview: 30 August 2006
Time: _____

Type of Interview:
☒ Telephonic

☐ Video Conference

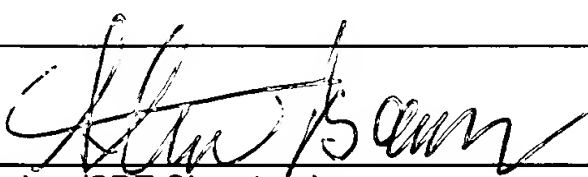
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☐ No

If Yes, provide a brief description: .

Part I.
Rejection(s) discussed:
deposit rejection
Claims discussed:
33 and 47
Prior art documents discussed:
none
Part II.
SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:
See Continuation Sheet
Part III.
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.


(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The Office indicated claims 33 and 47 would be considered allowable if the deposit requirement was satisfied and if claim 47 was amended to be drawn to corn variety 85089 (as recited in numerous locations in the specification, for example, page 13 2nd paragraph). The Office indicated that if corn varieties 27-1 and 85089 are publicly available, then a deposit of said corn varieties is not necessary. If said varieties are publicly available, then the specification should be amended to recite how and from whom, one can obtain said corn varieties. If said corn varieties are not publicly available, then the corn varieties should be deposited as stated in the deposit rejection, set forth in the accompanying office action..